

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 9, 2008

DIVISION ONE

B197960 Lowell R. Wedemeyer
 v.
 Safeco Insurance Company of America

Filed order denying petition for rehearing.

B193798 People
 v.
 Gabriel E. Griffin

Filed order denying petition for rehearing.

DIVISION TWO

B194431 Cletus Curah (Not for Publication)
 v.
 California State Personnel Board
 California State Department of Transportation

The judgment of the trial court is affirmed. Caltrans is entitled to costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Chavez, J.

DIVISION TWO (continued)

B201605 Los Angeles County, D.C.S. (Not for Publication)
v.
Yvonne A.

The juvenile court orders are affirmed.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Chavez, J.

B193253 L. Flynt, LTD.-8484, Inc. (Not for Publication)
v.
JAC Capital Fund, LLC
Litt Mortgage, et al.

The order releasing the proceeds to the Litts is affirmed. The Litts are entitled to their costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Chavez, J.

B199215 People (Not for Publication)
v.
Stinson

The judgment is affirmed.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Chavez, J.

April 9, 2008 (Continued)

DIVISION TWO (continued)

B198862 People (Not for Publication)
v.
Orozco

The appeals from case Nos. 95M03740 and TA043519 are transferred to the appellate division of the superior court. The order denying the petition to dismiss case No. TA053155 is affirmed.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.
Chavez, J.

B197926 People (Not for Publication)
v.
Fromuth

The appeal is dismissed.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.
Chavez, J.

B197768 People (Not for Publication)
v.
Gonzalez

The judgment is affirmed.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Chavez, J.

April 9, 2008 (Continued)

DIVISION TWO (continued)

B197092 Grubb & Ellis Company (Not for Publication)
v.
Anna K. Herzog

The judgment is affirmed. Grubb & Ellis is entitled to its costs on appeal.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.
Chavez, J.

B193931 Creese, et al.
v.
Washington Mutual Bank

Filed order denying petition for rehearing.

DIVISION THREE

B198399 Cytodyn of New Mexico, Inc.
v.
Patricia J. Barry

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B192944 Indyway Investment
v.
Dennis Cooper and County of Los Angeles

Filed order modifying opinion. (No change in the judgment)

April 9, 2008 (Continued)

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Kriegler, J. and D. Nolan, Deputy Clerk.

Each of the following:

B197588 People v. Kube

B199265 DCFS v. Donald A.

B197947 People v. Rouse

B205495 People v. Hogan

Argument waived, cause submitted.

B198804 People
 v.
 Daniel Classon

Merits:

Argued by Kathleen M. Redmond for appellant. Respondent previously waived argument. Cause submitted as to the OSC issued on March 10, 2008.

B198751 Charles Synder
 v.
 Steven Garber & Associates

Merits:

Argued by Jeremy Rosen for appellant and by Gregory Ellis for respondent
Cause submitted.

April 9, 2008 (Continued)

DIVISION FIVE (continued)

B195223 Kenneth Ziskin
 v.
 Karen Langsam

Merits:

Argued by Kevin S. McEwan for appellant and by Kenneth Ziskin,
respondent in propria persona. Cause submitted.

Each of the following:

B205174 Brandon R. v. SCLA (DCFS)
B203453 DCFS v. Angela M.
B198946 People v. Loera
B196869 People v. Mariscal

Argument waived, cause submitted.

B200582 Los Angeles Professional Peace Officers Association
 v.
 County of Los Angeles

Merits:

Argued by Gregory G. Kennedy for appellant and by Stephen H. Silver for
respondent. Cause submitted.

B196838 Randy Taylor
 v.
 Geraldine Carr

Merits:

Argued by Ian Noel for appellant and by Sherrill Y. Tanibata for
respondent. Cause submitted.

Court recessed.

April 9, 2008 (Continued)

DIVISION FIVE (continued)

Court reconvened at 11:00 a.m.

Present: Armstrong, Acting PJ., Mosk, J., Kriegler, J. and D. Nolan, Deputy Clerk.

B197683 People v. Callahan

Argument waived, cause submitted.

B196943 People
 v.
 Koray Rice

Merits:

Argued by Robert E. Boyce for appellant and by David E. Madeo, Deputy Attorney General for respondent. Cause submitted.

B194534 Ramseyer & Kuhlman
 v.
 Errol Daly

Merits:

Argued by Errol Daly appellant in propria persona and by Jocelyn Dana Hannah for respondent. Cause submitted.

B194435 Manuelo Properties, Inc.,
 v.
 Olympic-Alameda Venture

Merits:

Argued by Bernard M. Resser for appellant and by Timothy L. Neufeld for respondent. Cause submitted.

April 9, 2008 (Continued)

DIVISION FIVE (continued)

B199429 David Tomlin
 v.
 Workers Compensation Appeals Board
 City of Beverly Hills, Respondent

Merits:

Argued by E. Earl Dove for petitioner and by John B. Tharp for respondent.
Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Armstrong, Acting PJ., Mosk, J., Kriegler, J. and D. Nolan, Deputy Clerk.

Each of the following:

B198151 Gomez v. Armstrong
B200939 People v. Briscoe
B197425 People v. Madriles

Argument waived, cause submitted.

B198892 Moawazi Alazawi
 v.
 Mouly Ieng, et al.,

Merits:

Argued by Criag M. Fields for appellants. No appearance by respondent.
Cause submitted.

April 9, 2008 (Continued)

DIVISION FIVE (continued)

B193182 Michael Perlin
v.
Summit-Care California, Inc.,

Merits:

Argued by Russell S. Balisok for appellant and cross-respondent, and by Robert H. Wright for respondent and cross-appellant. Cause submitted.

Court adjourned.

B194480 People
v.
Henry Tolliver

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SIX

Court convened at 9:00 a.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B195236 Kretek International, Inc. v. Fauni
B195508 Walter v. Estate Strategies, Inc.
B196119 Bandana Trading, Inc. v. Quality Infusion Care, Inc.
B199141 Lim v. Malibu Bay Owners Assoc.

Argument continued to May, 2008.

B198255 Dominguez v. Lindberg, M.D.

Argument waived; cause submitted.

DIVISION SIX (continued)

B202188 Human Services Agency

v.

Heather S.

Merits:

Argued by Joseph J. Randazzo, Assistant Co. Counsel, for respondent.

Argument previously waived by appellant. Cause submitted.

B201595 Human Services Agency

v.

Akeme N. and Francisco G.

Merits:

Argued by Lee S. Gulliver for appellant Akeme N., by Cameryn Schmidt

for appellant Francisco G. and by Alison L. Harris, Assistant Co. Counsel,

for respondent. Cause submitted.

Yegan, J. left the bench.

B193873 Fateh

v.

Paymard

Merits:

Argued by Rene Tovar for appellant and by Jeffrey Held for respondent.

Cause submitted.

B189546 Manhattan Banker Corp.

v.

Retamco Operating, Inc.

Merits:

Argued by Cheryl Orr for appellant and by Marcus Janez Kocmur for

respondent. Cause submitted.

April 9, 2008 (Continued)

DIVISION SIX (continued)

Yegan, J. returned to the bench.

B193481 de Balkany

v.

Mission Plaza Townhomes Owners Assoc.

Merits:

Argued by Thomas Joseph Bleauvelt for appellant and by Leslie Alexis McAdam for respondents Mission Plaza Townhomes Owners Assoc. et al. Argument waived by respondent Tyron pursuant to Rule, 8.220(a)(2), Calif. Rules of Court. Cause submitted.

B194376 Erikson

v.

Eikson
(Webb)

Merits:

Argued by Doreen Webb, appellant, appearing in propria persona and by Margaret A. Thurn for respondent. Cause submitted.

Perren, J. left the bench.

B196335 Hateley-Porter

v.

Porter

Merits:

Argued by Jeffrey W. Doeringer for appellant and by Bernard N. Wolf for respondent. Cause submitted.

Court recessed.

April 9, 2008 (Continued)

DIVISION SIX (continued)

Court reconvened at 1:30 p.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B200170 St. Clair v. C & D Towing

Argument continued to May, 2008.

B201692 Fiene
 v.
 McKenzie

Merits:

Argued by Herb Fox for appellant and argument waived by respondent pursuant to Rule 8.220(a) (b), Calif. Rules of Court. Cause submitted.

B202765 Coulombe
 v.
 City of Oxnard

Merits:

Jackie Lyn Coulombe, appellant, appeared in propria persona. The court granted appellant permission to submit argument in writing. Brian P. Keighorn appeared for respondent and submitted on the brief. Cause submitted.

B199372 Laughlin
 v.
 Scott

Merits:

Argued by Aris Karakalos for appellant and by Philip W. Marking for respondent. Cause submitted.

DIVISION SIX (continued)

B202305 Torrez
 v.
 Torrez

Merits:

Argued by Lawrence Ira Schwartz for appellants and by Steven Solomon Feder for respondent. Cause submitted.

B190122 Charles A. Pratt Construction Co. Inc.
 v.
 California Coastal Commission

Merits:

Argued by Michael M. Berger for appellant and by John A. Saurenman, Deputy Attorney General, for respondent. Cause submitted.

Perren, J. left the bench.

B199672 Miranda
 v.
 The Helman Group

Merits:

Argued by Kellie S. Christianson for appellants and by Meghan B. Clark for respondent. Cause submitted.

B200634 Fields
 v.
 Plambek

Merits:

Argued by John L. Moriarity for appellants and by Kathryn Albarian for respondents. Cause submitted.

Perren, J. returned to the bench.

April 9, 2008 (Continued)

DIVISION SIX (continued)

Coffee, J. left the bench.

B201695 Royal Palms LLC
 v.
 City of Oxnard

Merits:

Argued by Mark D. Alpert for appellant and by Rochelle Browne for respondents. Cause submitted.

Court adjourned.

B198282 Pace
 v.
 Kirker et al.,

Filed order denying petition for rehearing.

DIVISION SEVEN

B204408 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Tricia T.,

Appeal dismissed.

Zelon, J.

We concur: Perluss, P.J.
 Woods, J.

April 9, 2008 (Continued)

DIVISION SEVEN (continued)

B197018 Committee to Save the Hollywoodland
v.
City of Los Angeles
Cutler

Filed order certifying opinion for publication.

DIVISION EIGHT

B199384 People (Not for Publication)
v.
Zanebis

The judgment is affirmed.

Flier, J.

We concur: Cooper, P.J.
Egerton, J. (Assigned)

B198219 Los Angeles County, D.C.S. (Not for Publication)
v.
Lonnie Y.,
In re Corey R., a Person Coming Under the Juvenile Court Law.

The judgment (that is, the order terminating parental rights) is reversed and the matter remanded for the limited purpose of effectuating proper notice under and further proceedings, if necessary, in compliance with the provisions of the CWA. In all other respects, the judgment is affirmed.

Egerton, J. (Assigned)

We concur: Cooper, P.J.
Flier, J.